

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

DR 2001-090534

05/08/2009

HONORABLE JO LYNN GENTRY-LEWIS

CLERK OF THE COURT  
M. Scott  
Deputy

IN RE THE MARRIAGE OF  
HOLLY B PFOHL

HOLLY B PFOHL  
9233 E. NEVILLE AVENUE  
UNIT 1055  
MESA AZ 85209

AND

DUANE D DIAL

DUANE D DIAL  
2012 W TYSON ST  
CHANDLER AZ 85224-4211

STEVEN H EVERTS

TRIAL SETTING

3:17 p.m. This is the time set for Resolution Management Conference regarding Mother's Petition to Modify Parenting Time and Child Support. The parties are present on their own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

**IT IS ORDERED** directing the Court docket to reflect Petitioner/Mother's correct name as **Holly B. Pfohl**.

Mother is heard and advises the Court that she is no longer represented by Steven Everts and is representing herself.

**IT IS FURTHER ORDERED** directing Petitioner/Mother's former counsel to submit a Notice of Withdrawal in this matter.

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Discussion is held regarding setting this matter for Trial.

Mother is heard and states that the only issue she is requesting be modified now are that Father be responsible for the cost of healthcare insurance for the minor child. Father is heard in response.

Discussion is held regarding Father's income. Mother is heard and states that Father is self-employed. Discussion is held regarding summer childcare expenses for the child. Discussion is held regarding expenses for Father's business.

**IT IS ORDERED** setting this cause for **Trial** to the Court on Mother's request to have Father pay the health care insurance for the minor child, on **Thursday, August 20, 2009 at 2:30 p.m.** before:

The Honorable M. Jean Hoag  
Southeast Judicial District  
Courtroom 302  
222 East Javelina Avenue  
Mesa, Arizona 85210

**Time Allotted: 1 hour**

**IT IS FURTHER ORDERED** all discovery shall be completed by **Monday, July 20, 2009.**

A **Joint Pretrial Statement** shall be filed pursuant to Rule 6.8(b), Local Rules of Maricopa County (Domestic Relations Proceedings) no later than **Thursday, August 13, 2009.** This Court does not accept separate Pretrial Statements. If the parties want to make an opening statement, it may be included in the Pretrial Statement. In addition, each party shall attach to the Pretrial Statement:

1. An updated affidavit of the current financial circumstances pursuant to Rule 6.7, Local Rules of Maricopa County.
2. A current and detailed inventory and appraisal of the property and assets of the parties.
3. A proposal of how the property and assets should be divided and the proposed disposition of each issue before the Court.

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4. A Child Support Worksheet completed pursuant to the Statewide Child Support Guidelines. If a jointly prepared Worksheet is not filed, each party shall file a completed Child Support Worksheet.

Objections and pretrial motions not filed by **Thursday, August 6, 2009** will be deemed waived. Postponements will be granted only in accordance with appropriate rules.

Failure of counsel or of any party to present the Joint Pretrial Statement in proper form including each and every attachment required shall, in the absence of good cause shown, result in the imposition of any or all available sanctions pursuant to Local Rule 6.2(e).

If this matter is settled and will proceed in the manner of a default, you may contact this division for an expedited hearing date.

Counsels are advised that if the presentation of evidence does not allow for closing arguments, the Court will direct the parties to submit written closing arguments. If time allows for closing arguments, the Court may hear closing arguments at that time.

**IT IS ORDERED** that no less than five (5) business days prior to Trial, the parties and, if represented, counsel shall provide to the clerk of this division any exhibits they shall seek to admit into evidence. **All exhibits must be clearly identified, separated by a COLORED sheet and hand delivered to the Clerk of this Division no later than 12:00 p.m. on August 13, 2009. All exhibits shall be hand-delivered directly to court staff at this Division's suite.** No Trial exhibits shall be presented for marking that have not been previously exchanged. No duplicate exhibits shall be presented for marking. **Failure to obey these orders may result in exclusion of the exhibit and/or waiver of objections.**

**IT IS FURTHER ORDERED** that in the event the parties have a natural or an adopted minor, un-emancipated child in common, both parties shall have completed an approved Parent Education Program in accordance with A.R.S. § 25-831 et seq. Prior to the trial, and file proof thereof prior to or at the trial. **IF NEITHER PARTY HAS COMPLETED THE PARENT EDUCATION PROGRAM PRIOR TO THE TRIAL, THE COURT MAY VACATE THE TRIAL AND REQUIRE COMPLIANCE PRIOR TO PROCEEDING.** If only one party has completed the Parent Education Program, the Court may permit that party to proceed by default.

**IF EITHER PARTY FAILS TO APPEAR FOR TRIAL, THE TRIAL MAY NEVERTHELESS PROCEED, AND RELIEF MAY BE ENTERED IN FAVOR OF THE PARTY WHO HAS APPEARED.**

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IF BOTH PARTIES FAIL TO APPEAR, THE TRIAL MAY BE VACATED AND/OR THE ACTION MAY BE DISMISSED.

**NOTE:** All court proceedings are recorded by audio method and not by a court reporter. Any party may request the presence of a court reporter by contacting this Division **five (5) court business days** before the scheduled hearing.

**NOTICE:** A child should not be brought to the Courthouse to be present during a court proceeding except in the circumstance that the child is to be interviewed by the Judge in chambers or unless the child's presence is otherwise required for the court proceeding. Whenever a child is brought to the Courthouse, it is the responsibility of the party who brings the child to arrange for appropriate care and supervision of the child outside of the courtroom and judicial offices. The duties of Court personnel do not permit them to perform this function.

**In the event that the parties have any difficulties interpreting, enforcing or otherwise complying with provisions of this Order, they shall first seek mediation through a qualified mediator of their mutual selection to attempt to reach agreement prior to seeking Court intervention.**

3:35 p.m. Matter concludes.

**PLEASE NOTE:** This Court utilizes a digital audio recording system to preserve the official record of the proceedings. If a party wants a court reporter to record a proceeding in this Court, a written request must be filed at least 72 hours before the commencement of the proceedings. Persons requesting copies of recorded proceedings do not have to provide blank CDs. All CDs will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Counsel or litigants must complete the appropriate request form which may be obtained from the Self-Service Center or from Court staff and present the completed form to the Self-Service Center. All fees must be handled through the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.